

REMARKS

Claims

Claims 5, 6, 15, and 16 are under examination with claims 7–14 withdrawn from consideration due to restriction/election and claims 1–4 cancelled without prejudice or disclaimer. Claims 17–24 are added by this paper.

Claim amendments

Claim 5 has been amended to recite compounds of the instant invention in independent form. Support for the prodrug compounds recited in claim 5 can be found in, for example, the paragraph bridging pages 11 and 12 of the originally-filed specification.

Claims 6, 7, 15 and 16 have been amended to depend on independent claim 5.

The amendment of claims 7–9 is supported by the disclosure contained in, for example, page 2, lines 24–32 of the originally-filed specification.

The claims have been further amended to recite language according to conventional US practice. Use claims 7–14 have been converted to process claims. It is respectfully submitted that the claim amendments do not raise new matter.

New claim 17 is supported by the disclosure contained in, for example, page 11, lines 29–30. New claim 18 is supported by the disclosure contained in, for example, page 11, lines 35 to page 12, line 5. Support for new claim 19 can be found in, for example, page 13, line 31–32 of the specification and the disclosure contained in the Examples. See also the paragraph spanning col. 2, lines 39–46 of Kaneko et al. (US patent 4,547,524). A copy of this reference is enclosed herewith. Claim 20 is supported by the disclosure contained in, for example, page 5, last paragraph and page 6, ¶3. New claims 21–22 are supported by the disclosure contained in, for example, page 23, lines 10–28. No new matter is added.

Claim objections

Applicants thank the Examiner for her careful review of the claims. The objection of claims 2 and 5, not specifically discussed herein is moot in view of the amendments. Withdrawal of the objection is respectfully requested.

Rejection under 35 U.S.C. §112, ¶1

Claim 5 stands rejected under §112, ¶1. The claim has been amended as per the

Examiner's suggestion, rendering the rejection moot. Withdrawal of the rejection is respectfully requested.

Rejoinder

Withdrawn claims 7–14 along with newly presented claims 19–22 are drawn to a method of making/using the compounds/compositions of the instant invention and recite all the elements of Applicants' elected product(s). "If a product claim is found allowable, process claims that depend from or otherwise require all the limitations of the patentable product may be rejoined." See M.P.E.P. § 806.05.

As to rejoinder of the method claims, the Examiner is courteously invited to revisit Applicants' arguments filed with the Reply of August 3, 2007. Applicants submit that in view of the totality of the disclosure contained in the specification regarding the activity of the claimed compounds, a skilled worker is endowed with detailed information pertaining to making and using the claimed compounds/compositions in a manner that is recited in the claims. Thus, the statutory requirements under §101 and §112 are duly satisfied. Favorable action is earnestly solicited.

Rejections under 35 U.S.C. §102

The rejections, not specifically discussed herein, are all moot in view of the amendments. Withdrawal of the rejection is respectfully requested.

In view of the above remarks, favorable reconsideration is courteously requested. If there are any remaining issues which could be expedited by a telephone conference, the Examiner is courteously invited to telephone counsel at the number indicated below.

The Commissioner is hereby authorized to charge any fees associated with this response to Deposit Account No. 13-3402.

Respectfully submitted,

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Date: December 19, 2007

Encl.

- Kaneko et al. (US patent 4,547,524)

United States Patent [19]

Kaneko et al.

[11] Patent Number: 4,547,524

[45] Date of Patent: Oct. 15, 1985

[54] INSECTICIDAL BENZOYL HYDRAZONE DERIVATIVES

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[73] Assignee: Hokko Chemical Industry Co., Ltd., Japan

[21] Appl. No.: 466,101

[22] Filed: Feb. 14, 1983

[30] Foreign Application Priority Data

Aug. 14, 1981 [JP] Japan 56-126590

[51] Int. Cl.⁴ C07C 109/10; C07C 127/22; A01N 47/28; A01N 37/18

[52] U.S. Cl. 514/594; 514/615; 560/24; 560/29; 560/30; 560/34; 564/44; 564/149; 564/150

[58] Field of Search 564/44, 149, 150; 560/24, 29, 30, 34; 424/322, 324; 514/594, 615

[56] References Cited

U.S. PATENT DOCUMENTS

3,549,572 12/1970 Minagawa et al. 564/149 X
3,558,435 1/1971 Rey et al. 564/149 X
3,836,580 9/1974 Bruce 564/149

3,886,211 5/1975 Keenan 564/149 X
4,166,129 8/1979 Aoki et al. 564/149 X
4,275,078 6/1981 Aoki et al. 564/149 X
4,277,500 7/1981 Rusay 564/149 X

FOREIGN PATENT DOCUMENTS

1085028 1/1955 France 564/149

OTHER PUBLICATIONS

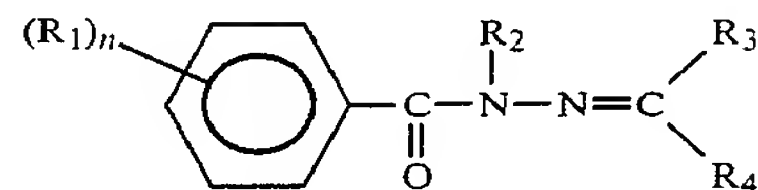
Offe et al., Z. Naturforsch, vol. 78, pp. 446-462 (1952).
J. Pharm. Soc., Japan 79, 103-104 (1959).

Primary Examiner—Thomas A. Waltz

Attorney, Agent, or Firm—Abelman, Frayne, Rexac & Schwab

[57] ABSTRACT

Compounds of the formula

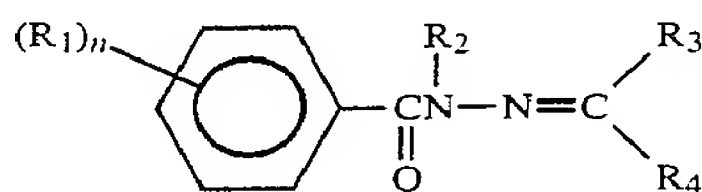


wherein R₁, R₂, R₃ and R₄ are as herein defined useful as insecticides, is described.

2 Claims, No Drawings

INSECTICIDAL BENZOYL HYDRAZONE DERIVATIVES

The present invention relates to a new class of benzoyl hydrazone derivatives and insecticides containing same. More particularly, the invention relates to a benzoyl hydrazone derivative of the general formula [I]



and an insecticide containing as its active ingredient said benzoyl hydrazone derivative.

Recently, a wide variety of synthetic chemicals including organo-phosphorus compounds, carbamates, synthetic pyrethroids, etc. have been developed as agents for controlling various noxious insects including those populating in farm and land (cultivated or non-cultivated) and forestry as well as in residential areas.

We synthesized a group of benzoyl hydrazone derivatives and with investigating their insecticidal activity. As its result, we have found that the benzoyl hydrazone derivatives of the general formula [I] have strong insecticidal activity against various insects as referred to above and they are surprisingly effective even against the insects of organo-phosphorus-susceptible strains. Furthermore, the benzoyl hydrazone derivatives are advantageous in their extremely low toxicity against mammals and fish.

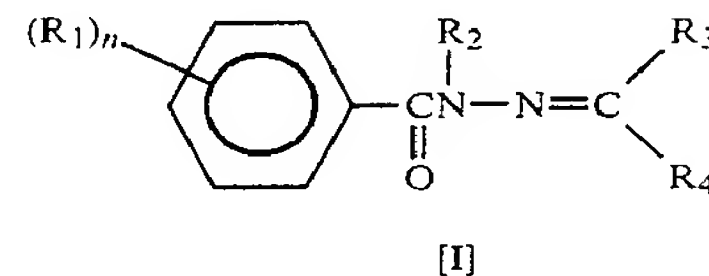
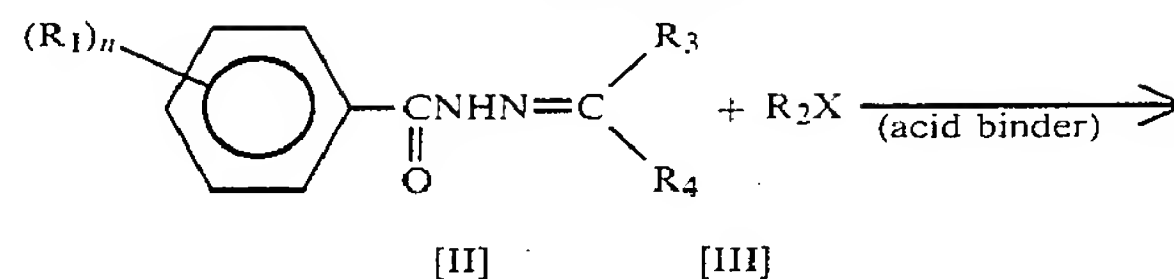
The compounds of the invention are useful to control a variety of insects, specifically including mosquitos (*Culex pipiens pallens*, *Culex pipiens molestus*, *Aedes aegypti*, *Aedes togoi*, *Anopheles sinensis*, etc), house fly (*Musca domestica*), flesh flies, rice crane fly (*Tipula aino*), rice midge (*Chironomus oryzae*), soybean pod gall midge (*Asphondylia* sp.), oriental fruit fly (*Dacus dorsalis*), melon fly (*Dacus cucurbitae*), rice leafminer (*Hydrellia griseola*), rice whorl maggot (*Hydrellia sasakii*), rice stem maggot (*Chlorops oryzae*), stone leek leafminer (*Liriomyza chinensis*), onion maggot (*Hylemya antiqua*), seecorn maggot (*Hylemya platura*), and so on.

Prior to the present invention there are known some compounds which are resembling to the compounds of the present invention. Such known compounds can be defined in reference to the general formula [I] wherein n is zero, R_2 is acetyl, benzoyl, p-nitrobenzoyl or phenyl, and both of R_3 and R_4 are methyl, and they are described in J. Pharm. Soc., Japan 79, 103-104 (1959). However, the prior art literature does disclose merely the process for the production of the compounds, which were found insecticidally weak against mosquitoes and flies. The compounds of the present invention are those obtained first by introducing a particular substituent $(R_1)_n$ into the benzoyl portion of the above-referred prior art compounds, thereby to impart surprisingly high insecticidal activity to the parent non-substituted benzoyl compounds.

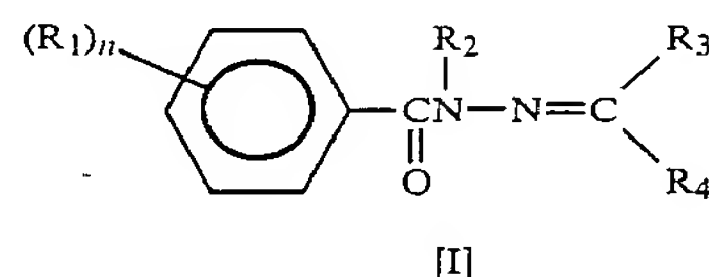
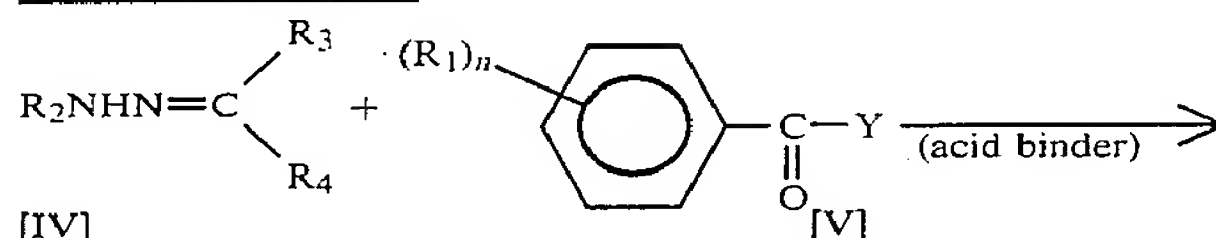
The compounds of this invention can be prepared in good yield according to any of the following reaction schemes (a), (b) and (c).

Reaction scheme (a):

-continued



Reaction scheme (b):



in which R_1 , n , R_2 , R_3 and R_4 individually have the same meanings as defined hereinbefore; X is a halogen atom, an alkylsulfuric acid residue or an arylsulfonic acid residue; and Y is a halogen atom. Accordingly, the compounds of the formula [III] can be alkyl halides, acyl halides, dialkylsulfuric acid and arylsulfonic acid esters, which are readily obtainable by the processes which per se have been known in the art. The compounds of the formula [V] are substituted benzoyl halides.

The compounds of the formula [II] are readily obtainable from a nucleically substituted benzoyl hydrazine and an aldehyde or ketone having R_3 and R_4 substituents by hydrazonation in the manner known per se. The compounds of the formula [IV] are also readily obtainable by hydrazonating the hydrazine substituted with R_2 in the same way.

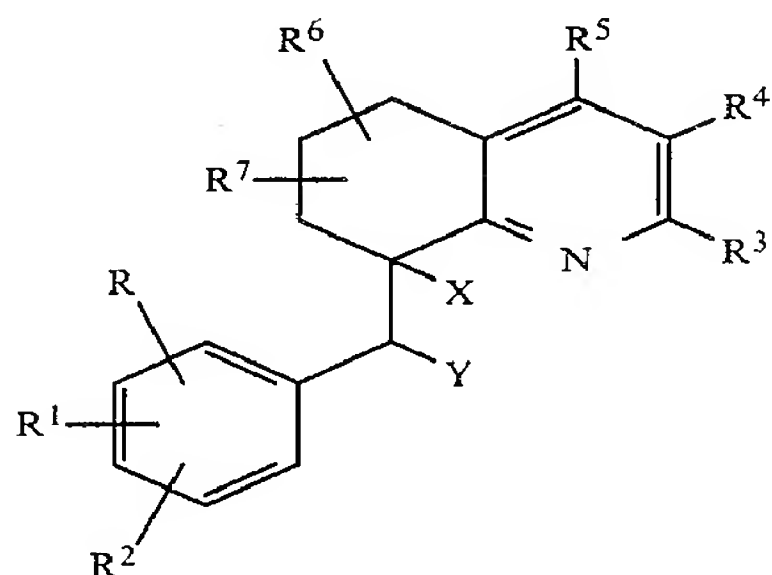
In case of reacting a compound of the formula [II] with a compound of the formula [III] according to the reaction scheme (a) or in case of reacting a compound of the formula [IV] with a compound of the formula [V], a solvent may not be used though it is usually preferable to use an organic solvent. It is also preferable to use the compound of the formula [III] or formula [V] itself as the solvent as the case may be. Suitable solvents to be used include, for instance, hydrocarbons, halogen-substituted hydrocarbons, ethers, esters, ketones, acid amides, alcohols and dimethylsulfoxides. As acid binders, organic amines such as triethylamine and pyridine, or inorganic acid salts such as potassium carbonate are usable.

The reaction can be carried out at room temperature. However, it is preferable to use heating usually. After the reaction has completed, the acid binder salt which separates from the reaction mixture is filtered off and the filtrate is distilled to remove the solvent thereby to obtain the compound of the invention. The compound of the invention are also obtainable by adding an organic solvent such as benzene, chloroform, ether or tetrahydrofuran and water to the reaction mixture, re-

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This invention also provides processes for preparing the compounds of formula I or acid addition salts thereof.

Accordingly a first process for preparing compounds of formula I comprises dehydrating a compound of formula

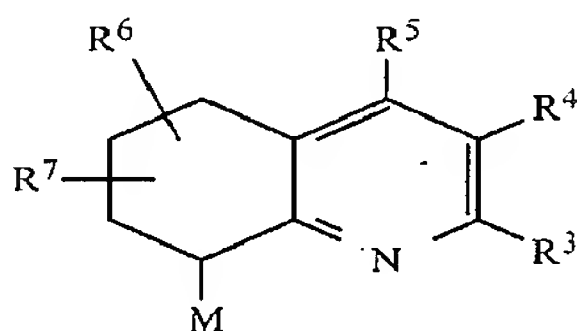


wherein one of X and Y is hydroxy, the remaining one of X and Y being hydrogen; R, R¹, R², R³, R⁴, R⁵, R⁶ and R⁷ are as defined above, R, R¹ and R² each also represent hydroxy groups protected by a protecting group and removing any protecting group.

The dehydration may be carried out with usual dehydrating agents, e.g. polyphosphoric acid or with an organic acid anhydride, e.g. acetic anhydride, (in which case an acetylated derivative may be formed, from which acetic acid is eliminated to give the compound of formula I). Use of an acid anhydride to effect dehydration may also acylate any R, R¹ or R² hydroxy groups in which case hydrolysis may be used if desired as an after process to revert to hydroxy substituents. Also if desired any hydroxy substituents in the compound of formula II may be protected by any group known in the art for protecting hydroxy groups and then removing such protecting groups.

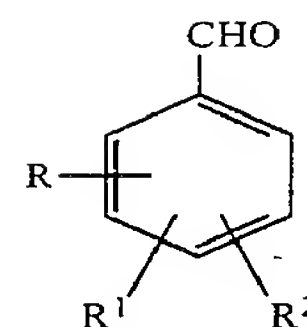
In this connection attention is directed to well known textbooks on peptide chemistry which illustrate such hydroxy protecting groups and methods for their removal—see for example E. Schroder and K. Lubke, "The Peptides", Volume 1, Academic Press, New York and London, 1965.

The compounds of formula II wherein X is H and Y is OH may be prepared by treatment of a compound of formula III



wherein R³, R⁴, R⁵, R⁶ and R⁷ are as defined in connection with formula I, and M is hydrogen, an alkali metal (e.g. sodium, potassium or lithium) or MgHal, where Hal is chlorine, bromine or iodine, with an aldehyde of formula IV

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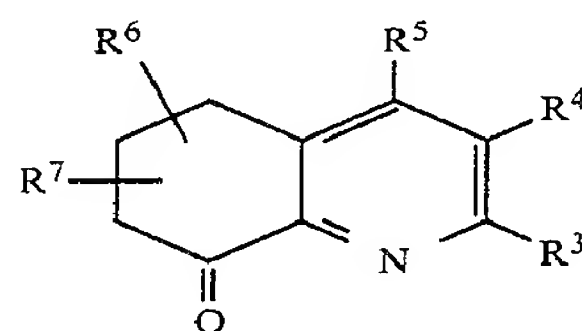
(IV)

wherein R, R¹ and R² are as defined in connection with formula II, if necessary (e.g. when M is an alkali metal) followed by treatment with a proton source, e.g. dilute acid.

When M is hydrogen the reaction may be carried out at room temperature or below in a suitable solvent, e.g. acetic acid and/or in the presence of a Lewis acid e.g. zinc chloride. If the aldehyde of formula IV and the tetrahydroquinoline of formula III (wherein M is H) are reacted simultaneously under dehydrating conditions then it is possible to produce the compounds of formula I directly without isolation of an intermediate hydroxy compound of formula II wherein X is H and Y is OH. Examples of suitable conditions for effecting such a reaction are the presence of a dehydrating agent such as an organic acid anhydride (including mixed anhydrides) e.g. acetic anhydride preferably at elevated temperature. Polyphosphoric acid or the like may also be used as the dehydrating agent. Hydroxy substituent groups may be protected in similar manner to that described in connection with the dehydration of compounds of formula II described above.

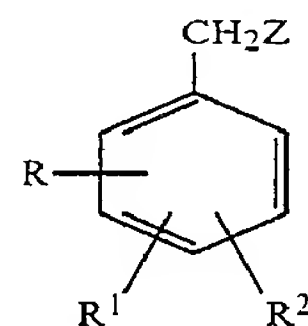
Accordingly this invention also provides a process for preparing a compound of formula I as hereinbefore defined which comprises reacting a compound of formula III wherein M is hydrogen with an aldehyde of formula IV as hereinbefore defined under dehydrating conditions, and if required removing one or more hydroxy protecting groups.

Compounds of formula II wherein X is OH and Y is hydrogen may be prepared by reacting a compound of formula



(V)

wherein R³, R⁴, R⁵, R⁶ and R⁷ are as hereinbefore defined with a compound of formula



(VI)

wherein R, R¹ and R² are as hereinbefore defined in connection with formula II and Z is an alkali metal or MgHal where Hal is chlorine, bromine or iodine, followed by treatment with a proton source, e.g. dilute acid.

A further process for preparing compounds of formula I employs the Peterson reaction (J. Organic Chem.

TABLE 1-continued

Compound No.	Structural formula	Physico-chemical property
7		m.p. 49~51° C.
8		m.p. 73~76° C.
9		m.p. 95~97° C.
10		m.p. 119~123° C.
11		m.p. 78~80° C.
12		m.p. 53~55° C.
13		n_D^{25} 1.5548
14		n_D^{25} 1.5469
15		m.p. 50~53° C.
16		m.p. 148~150° C.
17		m.p. 83~85° C.
18		m.p. 128~129° C.

TABLE 1-continued

Compound No.	Structural formula	Physico-chemical property
19		m.p. 65~67° C.
20		m.p. 30~33° C.
21		n_D^{25} 1.5721
22		m.p. 142~143° C.
23		m.p. 88~90° C.
24		m.p. 103~104° C.
25		n_D^{25} 1.5458
26		n_D^{25} 1.5050
27		m.p. 69~71° C.
28		m.p. 78~81° C.

55 In order to use the compounds according to the invention as insecticides, the compounds may be used as they are or may be diluted with a suitable carrier such as water or a solid powder, to which an adjuvant is added.

60 If necessary, adjuvants such as a wetting agent, a spreader, a dispersing agent, an emulsifier, a binder and the like may be added to the mixture for use as various types of preparations such as wettable powders, solutions, emulsions, sols (flowable), dusts, DL(driftless)-type dusts, granules, and fine granules.

65 In preparing these chemicals, there are used as a liquid carrier water, aromatic hydrocarbons, aliphatic hydrocarbons, alcohols, esters, ketones, acid amides,

and highly polar solvents such as dimethylformamide, dimethylsulfoxide and the like; as a solid carrier mineral powders such as clay, talc, kaolin, bentonite, diatomaceous earth, calcium carbonate, silicic acid and the like, and organic powders such as wood meal; and as an adjuvant nonionic, anionic, cationic and amphoteric surface active agents, ligninsulfonic acid or its salts, gums, fatty acid salts, pastes such as of methyl cellulose, and the like.

The preparations such as wettable powders, solutions and emulsions may contain the active ingredient(s) in the amount of 1-95% by weight, usually 2-75% by weight. These preparations are diluted with water to a concentration of 0.0001-10% by weight. Dusts and granules usually contain 0.1-10% by weight of the active ingredient(s). The liquid concentrates such as emulsions and sols (flowable agent) can be used as they are, without dilution.

In using the compound of the invention for insecticidal purposes, it is possible to broaden its applicability by mixing with other insecticides, fungicides, herbicides and plant growth regulants, and is also possible to realize synergistic effects as the case may be. The insecticidal effect of the compound of the invention can be greatly improved by the addition of a synergist such as propenyl butoxide (P.B.), octachlorodipropylether, N-octyl bicycloheptene dicarboximide.

The present invention will be particularly described by way of examples, which should not be construed as limiting the invention thereto. The parts as given in examples are parts by weight.

EXAMPLE 4

Emulsion

20 parts of the compound No. 1, 30 parts of dimethyl formamide, 35 parts of xylene and 15 parts of polyoxyethylene alkylarylether were mixed uniformly to obtain an emulsion containing 20% of the active ingredient.

EXAMPLE 5

Wettable powder

20 parts of the compound No. 2, 5 parts of polyoxyethylene alkylarylether, 3 parts of calcium lignin sulfonate and 72 parts of diatomaceous earth were mixed uniformly to obtain a wettable powder containing 20% of the active ingredient.

EXAMPLE 6

Dust

3 parts of the compound No. 10, 0.5 part of anhydrous silicic acid, 50 parts of clay and 46.5 parts of talc were mixed uniformly to obtain a dust containing 3% of the active ingredient.

The following experiments are to explain the usefulness of the insecticides which contain the active ingredients according to the present invention.

Experiment 1

(Test for controlling *Culex pipiens pallens*)

250 ml of a test liquid of the determined concentration of an emulsion prepared according to the Example 4 was placed in a Petri dish of 9 cm in diameter and 6 cm in height, in which 20 4th-instar-larvae were set free. After allowing stand for 24 hours under the constant temperature of 25° C., the mortality (%) was determined. This experiment was performed three times and

the average mortality was calculated. The results were tabulated in Table 2.

TABLE 2

Compound No.	Effective ingredient concentration (ppm)	Mortality (%)
1	1	100
2	"	100
3	"	100
4	"	100
5	"	100
6	"	100
7	"	100
8	"	100
9	"	100
10	"	100
11	"	100
12	"	100
13	"	100
14	"	100
15	"	100
16	"	100
17	"	100
18	"	100
19	"	100
20	"	100
21	"	100
22	"	100
23	"	100
24	"	100
25	"	100
26	"	100
27	"	100
28	"	100
Comparative chemical A	"	58
Comparative chemical B	"	44
Comparative chemical C	"	46
Comparative chemical D	"	44
Comparative chemical E	"	95
Non-treated plot	—	0

In the foregoing table, the comparative chemicals A-D are the compounds described in "J. Pharm. Soc., Japan 79, 103-104 (1959) and, in chemical names, "A" is 1,1-dibenzoyl-2-isopropylidene hydrazine, "B" is 1-benzoyl-1-p-nitrobenzoyl-2-isopropylidene hydrazine, "C" is 1-benzoyl-1-acetyl-2-isopropylidene hydrazine and "D" is 1-benzoyl-1-phenyl-2-isopropylidene hydrazine. "E" is a fungicidal preparation containing 0,0-dimethyl-0-(3-methyl-4-nitrophenyl)phosphorothioate, available from the market under the common name of MEP.

Experiment 2

(Test for effect of controlling *Muska domestica*)

A filter paper was placed on the bottom of a glass Petri-dish having a diameter of 9 cm, to which 1 ml of a test liquid of the determined concentration of an emulsion prepared according to Example 4 was dropped. In this Petri-dish 10 house flies of the Takatsuki strain (Organo-phosphorus-susceptible strain) or of the 3rd Yumenoshima strain (multi-resistant strain) were set free. After allowing to stand for 48 hours under a constant temperature of 25° C., the number of knock down insects was determined to obtain the mortality (%). This experiment was performed three times for one concentration. Average mortality was calculated and the results were tabulated in Table 3.

TABLE 3

Compound No.	Mortality (%)			
	House fly (Takatsuki strain)		House fly (The third Yumenoshima strain)	
	Effective ingredient concentration (ppm)		Effective ingredient concentration (ppm)	
	300	100	300	100
1	100	87	100	83
2	100	100	100	100
3	100	93	100	93
4	100	90	100	93
5	100	100	100	97
6	100	87	100	80
7	100	90	100	90
8	100	93	100	93
9	100	100	100	93
10	100	87	100	90
11	100	100	100	100
12	100	100	100	100
13	100	97	100	93
14	100	90	100	93
15	100	87	100	83
16	100	90	100	90
17	100	90	100	81
18	100	90	100	83
19	100	93	100	90
20	100	93	100	90
21	100	100	100	97
22	100	93	100	87
23	100	97	100	90
24	100	90	100	90
25	100	100	100	100
26	100	100	100	97
27	100	87	100	83
28	100	87	100	80
Comparative chemical A	83	50	80	45
Comparative chemical B	80	55	83	45
Comparative chemical C	87	55	90	50
Comparative chemical D	80	50	80	45
Comparative chemical E	100	90	0	0
Comparative chemical F	100	100	0	0
Non-treated plot	0	0	0	0

In the foregoing table, the comparative chemicals A-E are the same compounds as explained hereinbefore, and the comparative chemical F is an insecticide containing 0,0-dimethyl S-(1,2-dicarbethoxyethyl)phosphorothioate (Malathion).

Experiment 3

(Test for controlling *Hylemya platura*)

A 60 cm-wideditch in a test field was incorporated with fish dregs and then allowed to stand for 22 days, so that egg-laying of *Hylemya platura* was induced. The fish dregs were covered with soil, and the soil was mixed with a test agent of the determined amount of the emulsion prepared according to Example 4. The soil thus treated was sown with kindey beans (New Edogawa species) and covered with soil. On the 20th day after the treatment, the number of germination and the degree of injury were examined to obtain the control value (%) from the injury index described hereinbelow. The results were tabulated in Table 4.

	Index	Degree
None	0	No damage
Small	1	Slightly damaged; no effect on

-continued

	Index	Degree
5	Light	3
	Middle	5
10	Much	8
		10
15	Injury index =	$\frac{\sum(\text{Index for each injury degree}) \times (\text{Number of strains for each injury degree})}{\text{Number of strains examined} \times \text{Maximum of index}} \times 100$
	Control value (%) =	100 - Injury index

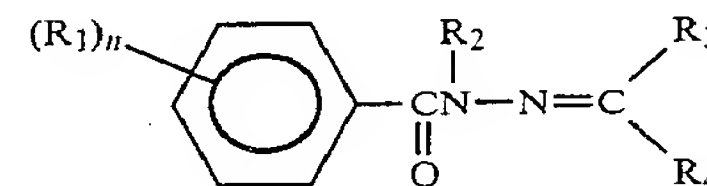
TABLE 4

Compound No.	Amount of effective ingredient (g/10 are)	Germination rate (%)	Control value (%)
2	150	100	100
3	"	98	100
9	"	98	100
10	"	100	100
20	"	100	100
22	"	96	100
23	"	92	100
25	"	100	100
30	Comparative chemical A	94	60
	Comparative chemical B	92	56
	Comparative chemical C	98	62
35	Comparative chemical D	94	56
	Comparative chemical G	100	94
40	Non-treated plot	100	0

In the foregoing table, comparative chemicals A-D are the same as those described hereinbefore, and "G" is an insecticide containing 0,0-diethyl-0-(2,4-dichlorophenyl)phosphorothionate (ECP).

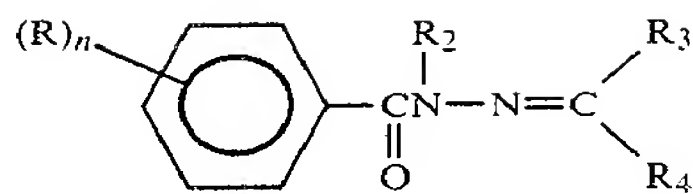
What we claim is:

1. A benzoyl hydrazone derivative of the general formula



wherein R₁ is a lower alkyl group, a lower alkoxy group, a halogen atom or trifluoromethyl; n is 1 or 2; R₂ is a lower alkyl group, an alkylcarbonyl group, a halogenated lower alkylcarbonyl group, a benzoyl group, a lower alkoxy carbonyl group or a lower alkylcarbonyl group; and R₃ and R₄ individually represent hydrogen atom, a lower alkyl group or a phenyl group, or R₃ and R₄ together can form a cyclohexane ring.

2. An insecticide composition which comprises as an active ingredient an effective insecticidal amount of a benzoyl hydrazone derivative of the formula

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wherein R_1 is a lower alkyl group, a lower alkoxy group, a halogen atom or trifluoromethyl; n is 1 or 2;

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R_2 is a lower alkyl group, an alkylcarbonyl group, a halogenated lower alkylcarbonyl group, a benzoyl group, a lower alkoxy carbonyl group or a lower alkyl-carbamoyl group; and R_3 and R_4 individually represent hydrogen atom, a lower alkyl group or a phenyl group, or R_3 and R_4 together can form a cyclohexane ring, in a suitable carrier.

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